

# JOURNAL OF THE FLORIDA SENATE

Thursday, May 22, 1975

The Senate was called to order by the President at 9:00 a.m.  
A quorum present—40:

Mr. President	Graham	Myers	Stolzenburg
Brantley	Hair	Peterson	Thomas, J.
Childers, D.	Henderson	Plante	Thomas, P.
Childers, W. D.	Holloway	Poston	Tobiassen
Deeb	Johnston	Renick	Trask
Dunn	Lane, D.	Saunders	Vogt
Firestone	Lane, J.	Sayler	Ware
Gallen	Lewis	Scarborough	Wilson
Glisson	MacKay	Sims	Winn
Gordon	McClain	Spicola	Zinkil

Excused: Senators J. Thomas and Zinkil at 11:00 a.m.

Prayer by the Senate Chaplain:

Dear God sometimes when we are weary with trying the very heart of us cries out for some yet undiscovered formulae to right all wrongs and cure all ills.

Sometimes our very frustrations become either the loudest prayers we offer or else we allow them to become a scourge.

But God we remind ourselves that life is not magical but discipline. Therefore, when we are weary with the work help us to fulfill your desire that we come aside and rest awhile.

May we not do ourselves the injustice of failing to seek recreation for the body and the mind. May we remind ourselves that even you needed relief from creation.

So help us to be realistic with ourselves for our own good and those we serve.

We thank you also for this day set aside by our Governor to honor the Masonic Order in our state. We thank you for the worthwhile work they do and have done. Continue to use them for the betterment of our society. Amen.

## REPORTS OF COMMITTEES

The Committee on Agriculture recommends the following pass: SB 595 with 2 amendments

The Committee on Governmental Operations recommends the following pass:

SB 495                      SB 838                      SB 895

The bills contained in the foregoing messages were referred to the Committee on Ways and Means under the original reference.

The Committee on Governmental Operations recommends the following pass: HB 1292

The bill was referred to the Committee on Judiciary-Criminal under the original reference.

The Committee on Governmental Operations recommends the following pass:

SB 420	SB 909 with 1 amendment
SB 421	SB 933
SB 488	HB 132
SB 878	HB 659
SB 888	HB 991
SB 905 with 4 amendments	HB 1386

The Committee on Ways and Means recommends the following pass:

SB 47 with 2 amendments	SB 440
SB 124 with 3 amendments	SB 490
SB 129	SB 555
SB 130	SB 892
SB 140 with 3 amendments	SB 382
SB 142	SB 923 with 2 amendments
SB 336	SB 928

SB 1065 with 4 amendments	HB 682
SB 1159	HB 753
HB 326	

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Health and Rehabilitative Services recommends the following pass: HB 1355

The bill was referred to the Committee on Commerce under the original reference.

The Committee on Commerce recommends a Committee Substitute for the following: SB 682

The bill with Committee Substitute attached was referred to the Committee on Judiciary-Civil under the original reference.

The Committee on Commerce recommends a Committee Substitute for the following: SB 51

The Committee on Commerce recommends a Committee Substitute for the following: SB 1079

The bills with Committee Substitutes attached contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Ways and Means recommends the Committee Substitute as recommended by the Committee on Agriculture for SB 708.

The Committee on Ways and Means recommends the Committee Substitute as recommended by the Committee on Governmental Operations for SB 410.

The Committee on Ways and Means recommends the Committee Substitute as recommended by the Committee on Governmental Operations for SB 238.

The Committee on Commerce recommends a Committee Substitute for the following: SB 627

The Committee on Ways and Means recommends a Committee Substitute as recommended by the Committee on Governmental Operations for SB 137 with 1 amendment

The bills with Committee Substitutes attached contained in the foregoing reports were placed on the calendar.

The Committee on Rules and Calendar recommends that the following bills be placed on Special Order for Thursday, May 22, 1975:

SB 112	SB 1102	SB 280	CS/HB 545
SB 505	HB 379	SB 289	HB 541
SB 90	SB 340	SB 400	HB 85
HB 2004	SB 255	SB 563	HB 163
HB 2005	SB 175	SB 733	HB 10
HB 2072	SB 330	SB 370	SB 1183
HB 2073	SB 16	SB 371	SB 741
HB 2101	SB 158	SB 377	SB 259
SB 750	SB 550	SB 1131	SB 430

*Respectfully submitted,  
Lew Brantley, Chairman*

## ENGROSSING REPORT

Your Engrossing Clerk has incorporated amendments to—

SB 309	CS for SB 609
CS for SB 454	SB 1132

*Joe Brown, Secretary*

The bills were certified to the House.

## ENOLLING REPORT

SB 250 has been enrolled, signed by the required Constitutional Officers and filed with the Governor on May 21, 1975.

*Joe Brown, Secretary*

## SUBCOMMITTEE REPORT TO STANDING COMMITTEE

The Appropriations "B" Subcommittee of the Ways and Means Committee recommends favorably with committee substitute: SB 810, SB 868.

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Gallen, by two-thirds vote CS for HB 1231 was withdrawn from the Committee on Judiciary-Civil.

On motion by Senator Wilson, by two-thirds vote SB 1307 was withdrawn from the Committee on Ways and Means and referred to the Committee on Governmental Operations.

On motion by Senator Gordon, the rules were waived and Larry Carnes, staff director of the Committee on Health and Rehabilitative Services, was granted privileges of the floor.

On motion by Senator Trask, by two-thirds vote SB 936 was withdrawn from the Committee on Commerce.

On motion by Senator Wilson, by two-thirds vote SB 813 was withdrawn from the Committee on Governmental Operations and indefinitely postponed.

On motion by Senator Poston, by two-thirds vote SB 1050 was withdrawn from the Committees on Commerce and Ways and Means and placed on the calendar.

On motion by Senator Wilson, by two-thirds vote SB 1130 was withdrawn from the Committees on Natural Resources and Conservation and Judiciary-Criminal and indefinitely postponed.

On motion by Senator Ware, by two-thirds vote SB 276 was removed from the calendar and indefinitely postponed.

On motion by Senator W. D. Childers, by two-thirds vote HB 1355 was withdrawn from the Committee on Commerce and placed on the calendar.

On motion by Senator Vogt, by two-thirds vote SB 383 was removed from the calendar and indefinitely postponed.

On motion by Senator Myers, by two-thirds vote SB 1311 was withdrawn from the Committee on Commerce.

On motions by Senator Myers, by two-thirds vote Senate Bills 218, 291 and 1255 were withdrawn from the Committee on Governmental Operations.

On motion by Senator Gordon, by two-thirds vote SB 1199 was withdrawn from the Committees on Commerce and Judiciary-Criminal.

On motion by Senator Trask, Rule 2.6 was waived and the Committee on Commerce was granted permission to consider HB 1087 on May 23.

## REQUESTS FOR EXTENSION OF TIME

The Committee on Natural Resources and Conservation requests an extension of 15 days for the consideration of the following:

SB 178 by Senators Graham and J. Lane	SB 738 by Senators Sayler, Deeb and Ware
SB 301 by Senators Sayler and J. Lane	SB 827 by Senator McClain
SB 631 by Senators Myers, Sayler and Gordon	SB 844 by Senator Lewis
	SB 854 by Senator MacKay and others
SB 659 by Senators Sayler and Deeb	SB 1051 by Senator MacKay

The Committee on Agriculture requests an extension of 15 days for the consideration of the following:

SB 971 by Senator Deeb

The Committee on Commerce requests an extension of 15 days for the consideration of the following:

SB 3 by Senator Zinkil	SB 135 by Senator Scarborough
SB 12 by Senator Vogt	SB 153 by Senator Spicola
SB 27 by Senator Zinkil	SB 180 by Senator Tobiasen
SB 34 by Senator Firestone	SB 190 by Senator Myers
SB 36 by Senator Winn	SB 212 by Senator Glisson
SB 37 by Senator Winn	SB 231 by Senator Myers
SB 39 by Senator Winn	SB 182 by Senator Wilson
SB 51 by Senator Winn	SB 258 by Senator Ware
SB 56 by Senator Winn	SB 266 by Senator W. D. Childers
SB 77 by Senator Wilson	SB 269 by Senator Johnston
SB 78 by Senator Deeb	SB 206 by Senator Spicola
SB 86 by Senator Firestone	SB 304 by Senator Plante
SB 96 by Senator Firestone	SB 329 by Senator Glisson
SB 116 by Senator Firestone	

The Committee on Governmental Operations requests an extension of 5 days for the consideration of the following:

SB 649 by Senator Scarborough	SB 1142 by Senator Henderson
SB 961 by Senator Graham	SB 1153 by Senator P. Thomas
SB 965 by Senator Spicola (by request)	SB 1160 by Senator P. Thomas
SB 966 by Senator Firestone	SB 1181 by Senator Poston
SB 978 by Senator Firestone	SB 1188 by Senator Plante
SB 992 by Senator Dunn (by request)	SB 1192 by Senator Dunn
	SB 1211 by Senator Holloway
SB 993 by Senator Poston	SB 1214 by Senator Dunn (by request)
SB 996 by Senator MacKay	SB 1216 by Senator Dunn
SB 1009 by Senator MacKay	SB 1218 by Senator J. Lane
SB 1028 by Senator P. Thomas	SB 1236 by Senator Myers
SB 1049 by Senator MacKay	SB 1244 by Senator Gordon
SB 1064 by Senator Graham	SB 1245 by Senator Tobiasen
SB 1082 by Senator P. Thomas	SB 1249 by Senator W. D. Childers
SB 1084 by Senator Winn	SB 1252 by Senator Gordon
SB 1085 by Senator Vogt	SB 323 by Senator J. Thomas
SB 1092 by Senator MacKay	SB 539 by Senator Gordon
SB 1116 by Senator MacKay	
SB 1135 by Senator Peterson	

On motion by Senator Scarborough, the Senate recessed at 9:25 a.m.

The Senate reconvened at 10:20 a.m. A quorum present.

On motion by Senator Poston, the President appointed Senators J. Thomas, Sims, P. Thomas and Gallen as a committee to escort William C. Hill, Grand Master of the Grand Lodge of Florida, other officers of the Grand Lodge of Florida, representatives from various Shrine Divans and other area Masons into the chamber.

## INTRODUCTION

By Senator MacKay—

SB 1356—A bill to be entitled An act relating to Columbia County; repealing chapter 27476, Laws of Florida, 1951, and chapter 61-1594, Laws of Florida, relating to the election, duties and compensation of the county attorney for Columbia County; allowing the completion of the current term; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Holloway, Henderson, J. Lane, Poston, P. Thomas, J. Thomas, Brantley, Scarborough, Sims, McClain and W. D. Childers—

SCR 1357—A concurrent resolution proclaiming May 22, 1975, as Masonic Day.

—was read the first time in full. On motion by Senator Holloway by two-thirds vote SCR 1357 was read the second time by title, unanimously adopted, and certified to the House.

The President invited William C. Hill, Grand Master, Grand Lodge of Florida, to the rostrum where Mr. Hill addressed the Senate.

On motion by Senator Poston, the following, "The Masonic Way of Living", was ordered spread upon the Journal:

The need to remember that the power of Masonry in the world depends upon the contribution of individual Masons. Each is judged by the public, and especially by the younger generation, as to whether we are worthy of emulation.

Freemasonry is the largest, the oldest, and the most widely distributed fraternal order on the face of the earth today, by reason of its faith in God. Only by re-establishing the people's sense of God can our Nation regain its moral, mental and physical health. Only by reconstructing our individual faith in the principles of Masonry can we best contribute to the benign and powerful influence of our great organization.

A valuable society is that which best serves, by its interpretations, to enrich the lives of men and enable them to apprehend the fullness of living. The ultimate test of any code that has claim to usefulness for mankind, must be manifested by its practical application, its material guidance, and its universal helpfulness in everyday affairs.

The grand object of Masonry is to promote the happiness of the human race. The great need of Masonry is individual development of love for a Masonic way of living.

On motion by Senator Stolzenburg, by two-thirds vote SB 1346 was withdrawn from the Committee on Rules and Calendar and placed on the calendar.

On motion by Senator Stolzenburg, unanimous consent was obtained to take up out of order—

**SB 1346**—A bill to be entitled An act relating to Broward County; relating to budgets of taxing bodies, providing limitations on the amount of monies to be raised from property taxes on real and personal property; providing for limitations on the increase in revenues to be derived from property taxes from year to year, in the amount of 10% per year; providing for further increases in revenues of 5% under certain conditions, subject to limitations and review by the county budget commission, providing for verification of budgets and revenue increases, providing certain limitations and exclusions, providing for a referendum, providing an effective date, providing for retroactive effect.

—which was read the second time by title. On motion by Senator Stolzenburg, by two-thirds vote SB 1346 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Gordon	McClain	Thomas, P.
Childers, D.	Hair	Renick	Tobiassen
Childers, W. D.	Henderson	Saunders	Ware
Deeb	Holloway	Sayler	Wilson
Dunn	Johnston	Scarborough	Winn
Firestone	Lane, D.	Sims	Zinkil
Gallen	Lane, J.	Spicola	
Glisson	Lewis	Stolzenburg	

Nays—1

Graham

#### MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

By direction of the President, the following communication and certificate were read:

Honorable Joe Brown  
Secretary of the Senate  
The Capitol

Dear Mr. Brown:

Pursuant to the provisions of Section 112.071 (1), (b), Florida Statutes, we are enclosing a certificate listing the names of persons for whom commissions have been prepared and which are subject to confirmation by the Senate.

With kind regards, I remain

Cordially,  
**DOROTHY W. GLISSON**  
Director, Division of Elections

I, Bruce A. Smathers Secretary of State of the State of Florida, do hereby certify that pursuant to the provisions of Section 112.071 (1), (b), Florida Statutes, commissions which are subject to Confirmation by the Senate have been prepared for the following:

**Curtis L. Mack**, Tallahassee; Member, Public Employees Relations Commission, for term ending July 1, 1978  
[Referred to Select Committee on Executive Suspensions, May 21, 1975, S.J. p. 348]

**William E. Welliver**, Panama City; Member, Board of Trustees, Gulf Coast Community College, for term ending May 31, 1978



Given under my hand and the Great Seal of the State of Florida at Tallahassee the Capital, this the Twentieth day of May A. D. 1975

**BRUCE A. SMATHERS**  
Secretary of State

—which were referred to the Select Committee on Executive Suspensions.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Dempsey J. Barron, President* May 21, 1975

I am directed to inform the Senate that the House of Representatives has adopted SCR 214.

*Allen Morris, Clerk*

*The Honorable Dempsey J. Barron, President* May 20, 1975

I am directed to inform the Senate that the House of Representatives has receded from House Substitute Amendment 2 and passed SB 629.

*Allen Morris, Clerk*

The bills contained in the above messages were ordered enrolled.

*The Honorable Dempsey J. Barron, President* May 16, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1357 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives D. Clark and Hagan—

**HB 1357**—A bill to be entitled An act relating to the banking laws of Florida; amending s.659.06(1) (a), Florida Statutes, providing for establishment of branch banks; amending s.659.-061(1) and (2), Florida Statutes, relating to trust service offices; authorizing branch trust banking under certain circumstances; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

*The Honorable Dempsey J. Barron, President* May 16, 1975

I am directed to inform the Senate that the House of Representatives has adopted as amended HCR 1365 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives Redman and Mixson—

**HCR 1365**—A concurrent resolution commending Dr. Arthur Lee Cunkle.

—was read the first time in full and referred to the Committee on Rules and Calendar.

*The Honorable Dempsey J. Barron, President* May 19, 1975

I am directed to inform the Senate that the House of Representatives has adopted HCR 2222 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives McDonald and Mattox—

**HCR 2222**—A concurrent resolution commending the Honorable Gerald R. Ford, President of the United States, for his decisive action in rescuing the US cargo ship Mayaguez and its 39 crewmen.

—was read the first time in full and referred to the Committee on Rules and Calendar.

*The Honorable Dempsey J. Barron, President* May 19, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1263 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Blackburn and others—

**HB 1263**—A bill to be entitled An act relating to public documents; providing legislative intent; amending s.11.45(6)(c), Florida Statutes, to require a listing of all public documents promulgated by each state agency, cost of such documents, and method used by each agency to arrive at the cost figure, in the auditor general's report on each state agency; adding a new subsection (3) to s.257.05, Florida Statutes, requiring certain state agencies and officials to furnish the Division of Library Services of the Department of State a list of every periodical and nonperiodical public document issued during the preceding fiscal year; creating s.283.28, Florida Statutes, providing for the purging of mailing lists for public documents; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

*The Honorable Dempsey J. Barron, President* May 19, 1975

I am directed to inform the Senate that the House of Representatives has passed—

HB 530	HB 662	HB 663
HB 805	HB 846	HB 1146
HB 1168	HB 1175	HB 1191
HB 1211	HB 1212	HB 1234
HB 1251	HB 1252	HB 1917

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives Langley and Fechtel—

**HB 530**—A bill to be entitled An act relating to Lake County; amending s.14 of chapter 69-1201, Laws of Florida; providing that up to 1 mill per annum of ad valorem taxes may be levied by the South Lake County Hospital District to pay the costs of ambulance service and hospital emergency room services within such district; providing a referendum.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Poorbaugh—

**HB 662**—A bill to be entitled An act relating to Martin County; declaring the City of Stuart to be the permanent county seat of Martin County; ratifying and confirming said

city as the county seat from the creation of said county; repealing conflicting provisions of law; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Poorbaugh—

**HB 663**—A bill to be entitled An act relating to Martin County; repealing chapter 73-549, Laws of Florida, relating to issuance of gun permits; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Gorman and others—

**HB 805**—A bill to be entitled An act relating to the City of Orlando; providing certain requirements for qualification as a candidate for office as Mayor-Commissioner or City Commissioner of the City of Orlando; repealing chapter 65-2026, Laws of Florida, which requires candidates for such offices to be qualified and registered as freehold electors; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Gorman and others—

**HB 846**—A bill to be entitled An act relating to Orange and Seminole Counties; repealing chapter 69-629, Laws of Florida, which authorizes the Boards of County Commissioners of Orange County and Seminole County to jointly furnish legal counsel to the Orange-Seminole Legislative Delegation during any regular or special sessions of the Florida Legislature and which authorizes the Boards of County Commissioners of Orange County and Seminole County to jointly or severally employ legal counsel to assist them regarding pending legislation during any regular or special session of the Florida Legislature; which provides for compensation, per diem, and an administrative allowance for such counsel furnished and employed; which provides a method by which each county would bear a portion of the cost of such compensation, per diem, and administrative allowance where counsel was jointly provided; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hazelton and others—

**HB 1146**—A bill to be entitled An act relating to Palm Beach County; amending ss.1, 9, and 10 of chapter 74-565, Laws of Florida, adopting the 1975 Edition of the National Electric Code as part of the building code for Palm Beach County; including the owner, architect, or engineer among those who may request an opinion from the regional inspector to settle a dispute over a building code interpretation; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hodges—

**HB 1168**—A bill to be entitled An act relating to the District School Board of Levy County; repealing chapter 65-1843, Laws of Florida, which authorizes the school board to make purchases not to exceed \$1,200 without bids; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Maxwell—

**HB 1175**—A bill to be entitled An act relating to Brevard County; repealing chapter 69-779, Laws of Florida, entitled "An act relating to Brevard County, authorizing and empowering the Board of Public Instruction of Brevard County to reimburse its members, superintendent and employees of said board for all expenses connected with official duties while traveling within and outside of Brevard County, including out-of-state travel; authorizing per diem subsistence and allowances; authorizing travel reimbursement and procedures relating thereto"; providing that sections 7, 8 and 9 of chapter 69-779, repealing chapters 57-663, 57-1039 and 61-1612, Laws of Florida, shall not be affected by this act; providing that payments heretofore made under the authority of chapter 69-779 shall not be affected by this act; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hazelton and others—

**HB 1191**—A bill to be entitled An act relating to Acme Drainage District, Palm Beach County, amending chapter 28557, Laws of Florida, 1953; changing the name of said district to Acme Improvement District; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hazelton and others—

**HB 1211**—A bill to be entitled An act relating to Palm Beach County; validating all acts and proceedings in connection with the election held in Palm Beach County on November 5, 1974, to authorize the issuance of bonds of Palm Beach County, including failure to publish notice as required by s.100.211, Florida Statutes; declaring said election legal and valid; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Gorman and others—

**HB 1212**—A bill to be entitled An act relating to Orange County fire control districts; amending section 10(4), chapter 67-1821, Laws of Florida, as amended, increasing the maximum charges against real estate which may be assessed in lieu of a tax millage; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hazelton and others—

**HB 1234**—A bill to be entitled An act relating to amending Chapter 61-1747, Special Laws of Florida, as amended, same being the Charter of the Lake Worth Drainage District, a corporation under the Laws of the State of Florida and existing and operating in Palm Beach County, Florida, by amending Section 10 to eliminate Class A and Class B taxes and provide for only one irrigation tax; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Ogden and others—

**HB 1251**—A bill to be entitled An act relating to the Duval County Beaches Public Hospital Board; amending chapter 71-617, Laws of Florida, as amended, to remove prohibition against employees or members of the medical staff from serving as members of the Board and to provide that the Board shall have not more than two members who are physicians; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative J. W. Lewis and others—

**HB 1252**—A bill to be entitled An act authorizing the City of Jacksonville to make payment of compensation to certain employees of the Jacksonville Electric Authority for that period of time commencing with the start of the first pay period in October, 1974 until the approval of the collective bargaining agreement between the City of Jacksonville and IBEW, Local Union #2358 on November 26, 1974; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Maxwell—

**HB 1917**—A bill to be entitled An act relating to Brevard County; amending section 7 of article V, chapter 28922, Laws of Florida, 1953, as amended by chapter 69-868, Laws of Florida; increasing the salary for each commissioner of the Canaveral Port Authority; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

*The Honorable Dempsey J. Barron, President* May 19, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

**HB 847**      **HB 1340**

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Maxwell—

**HB 847**—A bill to be entitled An act relating to Brevard County; amending chapter 61-1914, Laws of Florida, relating to the taking of fish and other marine life by the use of certain nets from the waters of the Atlantic Ocean which lie adjacent to and within one-quarter mile of the public beaches; allowing the use of gill nets at a distance no closer than 200 yards from any of the public beaches of Brevard County; providing a penalty; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Hodges—

**HB 1340**—A bill to be entitled An act relating to Citrus County; repealing chapter 65-1370, Laws of Florida, which authorizes the District School Board of Citrus County to make contracts for the purchase of materials without competitive bidding when the amount to be paid does not exceed \$1,000; affirming and approving all purchases made by the District School Board of Citrus County pursuant to Section 237.02, Florida Statutes, and the rules and regulations adopted thereunder by the State Board of Education; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

*The Honorable Dempsey J. Barron, President* May 19, 1975

I am directed to inform the Senate that the House of Representatives has passed as amended—

**HB 1187**      **HB 824**

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Hazelton and others—

**HB 1187**—A bill to be entitled An act relating to Palm Beach County, Port of Palm Beach District; amending the certain section of chapter 7081, Laws of Florida, 1915, creating a special taxing district in Palm Beach County, then known as the Lake Worth Inlet District, and all acts supplementary and amendatory thereto, including chapter 7522, Laws of Florida, 1917; chapter 8800, Laws of Florida, 1921; chapter 9993, Laws of Florida, 1923; chapters 10756 and 11694, Laws of Florida, 1925; chapter 12074, Laws of Florida, 1927; chapter 13685, Laws of Florida, 1929; chapter 14753, Laws of Florida, 1931; chapter 17089, Laws of Florida, 1935; chapters 18766, 18771 and 18772, Laws of Florida, 1937; chapter 26108, Laws of Florida, 1949; chapters 27800, 27801 and 27805, Laws of Florida, 1951; chapters 29391 and 29393, Laws of Florida, 1953; chapters 31126 and 31129, Laws of Florida, 1955; chapters 57-1685, 57-1695 and 57-1696, Laws of Florida; chapters 59-905 and 59-1701, Laws of Florida, chapter 61-2632, Laws of Florida; chapter 67-1879, Laws of Florida; chapter 72-635, Laws of Florida; and Article XVI of chapter 74-570, Laws of Florida, increasing the types of investments in which the Board of Commissioners of the Port of Palm Beach District may invest moneys belonging to the district; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

By Representative Gorman and others—

**HB 824**—A bill to be entitled An act relating to the City of Belle Isle, Orange County; confirming the amended charter thereof; providing an effective date.

Proof of publication of the required notice was attached.

—was read the first time by title and referred to the Committee on Rules and Calendar.

Senator Scarborough presiding.

*The Honorable Dempsey J. Barron, President* May 21, 1975

I am directed to inform the Senate that the House of Representatives has refused to concur in Senate Amendments 1 and 2 to:

By the Committee on Appropriations—

**HB 2100**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1975 and ending June 30, 1976, to pay salaries, other expenses, capital outlay-buildings and improvements, and for other specified purposes of the various agencies of state government; suspending sections 216.292, 216.301, 27.34(2), 27-54(3), 215.32(2)(c), 216.011(1)(c), 216.181, and 402.17(3), F.S.; and suspending sections 216.262, 216.351, 216.292, F.S., for the Division of Universities and Administered Funds; providing an effective date.

—and requests the Senate to recede, and in the event the Senate refuses to recede requests a Conference Committee.

*Allen Morris, Clerk*

On motions by Senator Saunders, the Senate refused to recede from Senate amendments 1 and 2 to HB 2100 and acceded to the request for a conference committee.

#### SPECIAL ORDER

**SB 112**—A bill to be entitled An act relating to residential cooperatives; creating s.711.465, Florida Statutes; providing that escalation clauses in leases for recreational facilities or other commonly used facilities serving residential cooperative units or management contracts for residential cooperatives are void for public policy; providing an effective date.

—was read the second time by title.

Senator Zinkil moved the following amendment:

**Amendment 1**—On page 2, lines 8 and 9, strike Section 2 and insert: Section 2. Section 711.236, Florida Statutes, is created to read:

711.236 It is declared that the public policy of this state prohibits the inclusion or enforcement of escalation clauses in leases or management contracts for condominiums, and such clauses are hereby declared void for public policy. For the purposes of this section, an escalation clause is any clause in a condominium lease or management contract which provides that the rental under the lease or fee under the contract shall increase at the same percentage rate as any nationally recognized and conveniently available commodity or consumer price index.

Section 3. This act shall take effect upon becoming a law.

Amendment 1 was adopted by the following vote:

Yeas—18

Childers, D.	Johnston	Stolzenburg	Ware
Childers, W. D.	Lane, D.	Thomas, J.	Winn
Glisson	Lewis	Thomas, P.	Zinkil
Gordon	McClain	Trask	
Graham	Renick	Vogt	

Nays—8

Dunn	Hair	Plante	Sims
Gallen	Peterson	Scarborough	Spicola

Senator Zinkil moved the following amendments which were adopted:

**Amendment 2**—On page 1, line 14, after “serving” insert: condominiums and

**Amendment 3**—On page 1, line 15, after “for” insert: condominiums and

**Amendment 4**—On page 1, in title, strike lines 3 through 11 and insert: A bill to be entitled An act relating to residential cooperatives and condominiums; creating s.711.465, Florida Statutes; and creating s.711.236, Florida Statutes; providing that escalation clauses in leases for recreational facilities or other commonly used facilities serving residential cooperative units or condominiums or management contracts for residential cooperatives or condominiums are void for public policy; providing an effective date.

On motion by Senator Zinkil, by two-thirds vote SB 112 as amended was read the third time by title, passed and ordered engrossed.

The vote on passage was:

Yeas—21

Childers, D.	Henderson	Renick	Wilson
Childers, W. D.	Johnston	Saylor	Winn
Firestone	Lane, D.	Stolzenburg	Zinkil
Glisson	Lane, J.	Thomas, J.	
Gordon	Lewis	Vogt	
Graham	McClain	Ware	

Nays—13

Mr. President	Hair	Sims	Trask
Deeb	Peterson	Spicola	
Dunn	Plante	Thomas, P.	
Gallen	Scarborough	Tobiassen	

By unanimous consent Senators Poston and Holloway were recorded as voting yea.

The President presiding

Senator Zinkil moved that the rules be waived and SB 112 be immediately certified to the House after engrossing and the motion failed.

**SB 505**—A bill to be entitled An act relating to criminal law; amending s.775.084, Florida Statutes, 1974 Supplement; defining habitual felony offenders and habitual misdemeanants; providing extended term penalties; providing sentencing pro-

cedure; creating s.775.085, Florida Statutes; providing for fingerprinting at time of sentencing; repealing s.775.086, Florida Statutes, 1974 Supplement; relating to extended terms for subsequent misdemeanor offenders; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Criminal offered the following amendments which were moved by Senator McClain and adopted:

**Amendment 1**—On page 1, line 29, strike “committed” and insert: been convicted of

**Amendment 2**—On page 2, line 5, strike “commission” and insert: conviction

**Amendment 3**—On page 2, line 1, strike “was committed” and insert: the defendant was convicted

**Amendment 4**—On page 2, lines 12 and 13, strike “on the ground of innocence”

Senator McClain moved the following amendment which was adopted:

**Amendment 5**—On page 5, lines 9 and 10, strike “section 2 of this act.” and insert: s.921.24, Florida Statutes.

Senator Dunn moved the following amendments which were adopted:

**Amendment 6**—On page 5, strike lines 9 through 21 and insert: fingerprint the defendant pursuant to s.921.24, Florida Statutes.

**Amendment 7**—On page 1, in title, strike all of lines 9 and 10 and “sentencing” on line 11.

On motion by Senator McClain, by two-thirds vote SB 505 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—30

Mr. President	Hair	Peterson	Tobiassen
Childers, D.	Henderson	Plante	Trask
Deeb	Holloway	Poston	Vogt
Dunn	Johnston	Renick	Ware
Firestone	Lane, D.	Saunders	Wilson
Glisson	Lane, J.	Saylor	Winn
Gordon	Lewis	Sims	
Graham	McClain	Spicola	

Nays—None

By unanimous consent Senators Myers, W. D. Childers and Gallen were recorded as voting yea.

On motion by Senator McClain, the rules were waived and SB 505 was ordered immediately certified to the House after engrossing.

SB 90 was taken up, together with CS for SB 90 which was read the first time by title and SB 90 was laid on the table.

Pending further consideration of CS for SB 90, on motion by Senator Spicola, by two-thirds vote CS for HB 583 was withdrawn from the Committee on Commerce and placed on the Calendar. On motion by Senator Spicola—

**CS for HB 583**—A bill to be entitled An act relating to oil and gas liens; creating part III of chapter 713, Florida Statutes; providing definitions; providing for entitlement to lien; defining property subject to lien; providing for subcontractors' lien; providing for forfeiture or failure of title; requiring notice to purchasers of oil and gas; providing liability of interest holder to subcontractors; providing date lien arises; providing for parity of liens; providing an exception; providing for single claim; providing manner of perfecting lien; providing for release and duration of lien; providing an effective date.

—a companion measure to CS for SB 90 was substituted therefor and read the second time by title.

Senator Spicola moved the following amendments which were adopted:

**Amendment 1**—On page 3, line 20, strike “whole of the land or”

**Amendment 2**—On page 4, strike everything after the word “lien” on line 2 and all of lines 3, 4 and 5 and insert: a period after the word “lien” on line 2.

**Amendment 3**—On page 6, line 1, strike everything after the period and all of lines 2, 3, and 4.

On motion by Senator Spicola, by two-thirds vote CS for HB 583 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Glisson	Lane, J.	Spicola
Brantley	Gordon	Lewis	Stolzenburg
Childers, D.	Graham	McClain	Thomas, P.
Childers, W. D.	Hair	Peterson	Tobiassen
Deeb	Henderson	Plante	Trask
Dunn	Holloway	Renick	Ware
Firestone	Johnston	Saylor	Winn
Gallen	Lane, D.	Scarborough	

Nays—None

By unanimous consent Senators Myers and Sims were recorded as voting yea.

CS for SB 90 was laid on the table.

**CS for HB 2004**—A bill to be entitled An act relating to dog and horse tracks and jai alai frontons; amending sections 550.16(2), 550.162(2), 550.42(3), and 551.09(2), Florida Statutes, to increase the commission on a pari-mutuel pool from running horse races, dog races and jai alai from 17 percent to 17.4 percent; increasing the state's share from a pari-mutuel pool four-tenths percent; conforming language relating to dog racing dates; providing for severability; providing an effective date; providing a termination date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote CS for HB 2004 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Glisson	Lane, J.	Thomas, P.
Brantley	Gordon	Lewis	Tobiassen
Childers, D.	Graham	McClain	Trask
Childers, W. D.	Hair	Peterson	Ware
Deeb	Henderson	Renick	Wilson
Dunn	Holloway	Scarborough	Winn
Firestone	Johnston	Spicola	
Gallen	Lane, D.	Stolzenburg	

Nays—None

By unanimous consent Senators Myers, Sims and Poston were recorded as voting yea.

**CS for HB 2005**—A bill to be entitled An act relating to thoroughbred horse racing; providing legislative intent; creating a new section to chapter 550, Florida Statutes, creating a special winter common purse pool; creating a new section to chapter 550, Florida Statutes, relating to a summer racing purse allowance; creating a new section to chapter 550, Florida Statutes, relating to a purse allowance for thoroughbred horse racetracks with an average daily handle less than \$400,000; creating a new section to chapter 550, Florida Statutes, relating to deductions from taxes due the state for thoroughbred horse racetracks with average daily handles greater than \$400,000; creating a new section to chapter 550, Florida Statutes, relating to deductions from taxes due the state for thoroughbred horse racetracks with average daily handles less than \$400,000; amending s.550.-081, Florida Statutes, extending the winter thoroughbred horse racing dates for three racetracks located within a 35 mile radius from 120 to 144 days and providing for the allocation of said dates to said tracks by the Board of Business Regulation;



creating a new section to Chapter 550, Florida Statutes, relating to purse requirements for winter horse racing, repealing s.550.-261, Florida Statutes, relating to the winter common purse pool; creating a new section to chapter 550, Florida Statutes, relating to the beginning and ending dates of summer thoroughbred racing as provided by s.550.41, Florida Statutes, 1974 Supplement; providing for severability; providing an effective date; providing a termination date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote CS for HB 2005 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Glisson	Lane, J.	Thomas, P.
Brantley	Gordon	Lewis	Tobiassen
Childers, D.	Graham	McClain	Trask
Childers, W. D.	Hair	Peterson	Ware
Deeb	Henderson	Renick	Wilson
Dunn	Holloway	Scarborough	
Firestone	Johnston	Spicola	
Gallen	Lane, D.	Stolzenburg	

Nays—None

By unanimous consent Senators Winn, Poston, Myers and Sims were recorded as voting yea.

**HB 2072**—A bill to be entitled An act establishing a joint interim legislative and executive study committee for the purpose of conducting a study of the legal and economic feasibility of creating a Horse Racing Trust of Florida for the purpose of acquiring, owning, operating and maintaining facilities for horse racing in the state; providing duties and responsibilities of the interim committee; providing for use of staff services; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote HB 2072 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Glisson	Lewis	Thomas, P.
Brantley	Gordon	McClain	Tobiassen
Childers, D.	Graham	Peterson	Trask
Childers, W. D.	Hair	Renick	Ware
Deeb	Henderson	Scarborough	Wilson
Dunn	Holloway	Sims	Winn
Firestone	Johnston	Spicola	
Gallen	Lane, J.	Stolzenburg	

Nays—1

Lane, D.

By unanimous consent Senators Myers and Poston were recorded as voting yea.

**HB 2073**—A bill to be entitled An act relating to pari-mutuel wagering permittees; amending s.550.12, Florida Statutes, to provide a uniform reporting system whereby pari-mutuel permittees shall submit to the Division of Pari-Mutuel Wagering of the Department of Business Regulation uniform operational and financial data and an appraisal of the fair value of the racing plant and the properties used and useful in the conduct and operation of the business of the pari-mutuel permittee; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote HB 2073 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Deeb	Glisson	Henderson
Brantley	Dunn	Gordon	Holloway
Childers, D.	Firestone	Graham	Johnston
Childers, W. D.	Gallen	Hair	Lane, D.

Lane, J.	Renick	Thomas, P.	Wilson
Lewis	Scarborough	Tobiassen	Winn
McClain	Sims	Trask	
Peterson	Stolzenburg	Ware	

Nays—None

By unanimous consent Senators Myers and Poston were recorded as voting yea.

**HB 2101**—A bill to be entitled An act relating to pari-mutuel wagering; creating a new section to Chapter 550, Florida Statutes, providing for an increase of four-tenths of one percent of monies withheld from pari-mutuel pools on harness horse racing for the purposes of providing funds for daily operational expenses of said tracks; providing an effective date; providing a termination date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote HB 2101 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Glisson	Lane, J.	Stolzenburg
Brantley	Gordon	Lewis	Thomas, P.
Childers, D.	Graham	McClain	Tobiassen
Childers, W. D.	Hair	Renick	Ware
Deeb	Henderson	Saunders	Wilson
Dunn	Holloway	Scarborough	Winn
Firestone	Johnston	Sims	
Gallen	Lane, D.	Spicola	

Nays—None

By unanimous consent Senators Myers, Trask and Poston were recorded as voting yea.

Consideration of SB 750 was deferred.

**SB 1102**—A bill to be entitled An act relating to the Florida Retirement System; amending s.121.091(5)(f), (g) and (h), Florida Statutes, to provide for forfeiture of benefits for a member found guilty of committing a felony specified in chapter 838, Florida Statutes; providing for forfeiture of benefits for a member convicted of an impeachable offense; providing an effective date.

—was read the second time by title.

Senators Dunn and Spicola offered the following amendment which was moved by Senator Dunn and adopted:

**Amendment 1**—On page 1, lines 22 and 23, strike "Any member who is found guilty in a court of a competent jurisdiction" and insert: Any member who *is has been found guilty in a court of competent jurisdiction by a verdict of a jury or has entered a plea of guilty or a plea of nolo contendere or has been found guilty by the court trying the case without a jury*

On motion by Senator Saylor, by two-thirds vote SB 1102 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—33

Mr. President	Gordon	Peterson	Tobiassen
Brantley	Graham	Renick	Trask
Childers, D.	Hair	Saunders	Vogt
Childers, W. D.	Henderson	Saylor	Ware
Deeb	Johnston	Scarborough	Wilson
Dunn	Lane, D.	Sims	Winn
Firestone	Lane, J.	Spicola	
Gallen	Lewis	Stolzenburg	
Glisson	McClain	Thomas, P.	

Nays—None

By unanimous consent Senators Myers and Poston were recorded as voting yea.



On motion by Senator Saylor, the rules were waived and SB 1102 was ordered immediately certified to the House after engrossing.

**HB 379**—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s.212.11(1), Florida Statutes, requiring the Department of Revenue to accept tax returns from dealers postmarked on or before the 20th day of the month; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote HB 379 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Gordon	McClain	Thomas, P.
Childers, D.	Graham	Peterson	Tobiassen
Childers, W. D.	Hair	Renick	Trask
Deeb	Henderson	Saunders	Vogt
Dunn	Johnston	Saylor	Ware
Firestone	Lane, D.	Sims	Wilson
Gallen	Lane, J.	Spicola	Winn
Glisson	Lewis	Stolzenburg	

Nays—None

By unanimous consent Senators Myers and Poston were recorded as voting yea.

SB 340 was taken up, together with:

By the Committee on Education and Senator Sims—

**CS for SB 340**—A bill to be entitled An act relating to high school equivalency diplomas; creating s.229.85, Florida Statutes; providing responsibility for administration; providing conditions for candidacy; providing an effective date.

—which was read the first time by title and SB 340 was laid on the table.

On motion by Senator Sims, by two-thirds vote CS for SB 340 was read the second time by title.

Senator Sims moved the following amendment which was adopted:

**Amendment 1**—On page 1, lines 29-31, strike “and shall not be enrolled in a regular public school program at the time of application or examination”

On motion by Senator Sims, by two-thirds vote CS for SB 340 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—31

Mr. President	Gordon	Peterson	Thomas, P.
Brantley	Graham	Plante	Tobiassen
Childers, D.	Hair	Renick	Trask
Childers, W. D.	Johnston	Saylor	Vogt
Dunn	Lane, D.	Scarborough	Ware
Firestone	Lane, J.	Sims	Wilson
Gallen	Lewis	Spicola	Winn
Glisson	McClain	Stolzenburg	

Nays—None

By unanimous consent Senators Myers and Poston were recorded as voting yea.

On motion by Senator W. D. Childers, the rules were waived and the Senate immediately reconsidered the vote by which—

**CS for HB 583**—A bill to be entitled An act relating to oil and gas liens; creating part III of chapter 713, Florida Statutes; providing definitions; providing for entitlement to lien; defining property subject to lien; providing for subcontractors' lien; providing for forfeiture or failure of title; requiring notice to purchasers of oil and gas; providing liability of interest holder to subcontractors; providing date lien arises;

providing for parity of liens; providing an exception; providing for single claim; providing manner of perfecting lien; providing for release and duration of lien; providing an effective date.

—as amended passed this day.

Senator W. D. Childers moved the following amendments which were adopted by two-thirds vote:

**Amendment 4**—On page 4, line 19, after the word “lien” insert: for the amount due him, but in no case greater than the contract price,

**Amendment 5**—On page 3, line 15, after the word “him” insert: , but in no case greater than the contract price,

On motion by Senator W. D. Childers, CS for HB 583 as further amended was read by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Graham	Peterson	Tobiassen
Childers, D.	Hair	Poston	Trask
Childers, W. D.	Henderson	Renick	Vogt
Dunn	Johnston	Saylor	Ware
Firestone	Lane, D.	Sims	Wilson
Gallen	Lane, J.	Spicola	Winn
Glisson	Lewis	Stolzenburg	
Gordon	McClain	Thomas, P.	

Nays—None

**SB 255**—A bill to be entitled An act relating to landlord and tenant; creating s.83.625, Florida Statutes; providing that the court shall, in addition to awarding possession to the landlord for nonpayment of rent, direct the entry of a money judgment within jurisdictional limitations in favor of the landlord for money found due, owing and unpaid by the tenant under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Sims, by two-thirds vote SB 255 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Graham	Plante	Tobiassen
Childers, D.	Hair	Poston	Trask
Childers, W. D.	Henderson	Renick	Vogt
Deeb	Johnston	Saunders	Ware
Dunn	Lane, D.	Saylor	Wilson
Firestone	Lane, J.	Sims	Winn
Gallen	Lewis	Spicola	
Glisson	McClain	Stolzenburg	
Gordon	Peterson	Thomas, P.	

Nays—None

**SB 175**—A bill to be entitled An act relating to motor vehicle licenses; amending s.320.06(2)(b), Florida Statutes, providing transfer of any motor vehicle registration license plate from registered owner to surviving spouse, heir or heirs; providing for transfer of motor vehicle registration plate to a member of immediate family; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendments which were moved by Senator Poston and adopted:

**Amendment 1**—On page 1, line 18, after the word “fee,” insert: duplicate certificates;

**Amendment 2**—On page 1, line 19, after “(2)” insert: Before an owner of a motor vehicle, trailer, or semitrailer shall sell, trade, transfer, or otherwise dispose of a motor vehicle, trailer, or semitrailer, the registration license plate thereon shall be removed, retained or destroyed by the owner, or transferred to a replacement motor vehicle, trailer, or semitrailer. No registration license plate, shall be removed from any motor vehicle, trailer, or semitrailer to which it was issued and temporarily or permanently attached to any new or used

replacement or substitute vehicle during any part of any unexpired registration year without first filing an application for transfer of such registration license plate and paying the transfer fee of \$4.50 to the department.

On motion by Senator Poston, by two-thirds vote SB 175 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—30

Mr. President	Gordon	McClain	Thomas, P.
Childers, D.	Graham	Peterson	Tobiassen
Childers, W. D.	Hair	Plante	Trask
Deeb	Henderson	Poston	Vogt
Dunn	Johnston	Renick	Wilson
Firestone	Lane, D.	Sims	Winn
Gallen	Lane, J.	Spicola	
Glisson	Lewis	Stolzenburg	

Nays—None

SB 750 was taken up, together with:

By the Committee on Health and Rehabilitative Services and Senator P. Thomas—

CS for SB 750—A bill to be entitled An act relating to public health; providing for the installation of individual sewage disposal facilities in certain subdivisions; providing legislative intent relating to development of public water and sewerage systems; providing an effective date.

—which was read the first time by title and SB 750 was laid on the table.

On motion by Senator P. Thomas, by two-thirds vote CS for SB 750 was read the second time by title.

Senator Gallen moved the following amendment which was adopted:

Amendment 1—On page 2, between lines 19 and 20, insert:

Section 7. So long as any existing licensed or permitted sewage treatment plant provides effective and adequate treat-

ment in accordance with reasonable rules and regulations of the Department of Pollution Control, said plant shall be entitled to a renewal of its licenses or permits notwithstanding the establishment or existence of a regional sewage system.

(Renumber subsequent section)

Senator P. Thomas moved that the rules be waived and time of adjournment be extended until final disposition of CS for SB 750. The motion failed.

Senator Vogt moved the following amendment:

Amendment 2—On page 2, lines 16-19, strike Section 6 and insert: Section 6. The Legislature hereby declares that it is the policy of this state to require that all individual sewage disposal systems developed under the provisions of this act shall connect to a public or investor-owned sewerage system within 180 days from the date that such system becomes available. The developer of any lot that is developed under the provisions of this act shall provide advance notice of this requirement to the purchaser of said lot.

Senator Saunders announced that the Committee on Ways and Means would meet from 3:00 to 5:00 p.m. this day in lieu of 2:00 to 5:00 p.m. as scheduled.

On motion by Senator Saunders, Rule 2.6 was waived and the Committee on Ways and Means was granted permission to consider Senate Bills 185, 119, 752, 1059, 520, 610, 29, 637, 1006, 325, 1055, 1142, 1001, 804, CS for SB's 509, 42 and 1199; House Bills 95, 335, 361 and 102.

#### CO-INTRODUCERS

Senators Zinkil, Ware, Johnston and Spicola were recorded as co-introducers of SB 1127.

The Journal of May 21 was corrected and approved.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 12:00 noon to convene at 2:00 p.m. May 26, 1975.